

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6768

BILL NUMBER: SB 262

NOTE PREPARED: Feb 21, 2012

BILL AMENDED: Feb 16, 2012

SUBJECT: IC 4 and IC 5 Revision.

FIRST AUTHOR: Sen. Bray

FIRST SPONSOR: Rep. Steuerwald

BILL STATUS: As Passed House

FUNDS AFFECTED: X **GENERAL
DEDICATED
FEDERAL**

IMPACT: State

Summary of Legislation: This bill has the following provisions:

- A. *Reorganization of Sections of IC 4 and IC 5 Dealing with Criminal Law* – It reorganizes certain crimes relating to state and local administration by: (1) relocating and renumbering crimes currently codified as offenses against public administration (IC 35-44) into a new article and repealing IC 35-44; and (2) relocating certain other crimes codified in IC 4 and IC 5 into the criminal code.
- B. *Repealers* – It repeals redundant provisions. It repeals a provision adopted in 1855 prohibiting certain governmental officers from recklessly lending more money than they are authorized to lend.
- C. *Civil Proceedings* – It allows the Inspector General to institute civil proceedings against a person who has failed to pay civil penalties imposed by the Ethics Commission.

Effective Date: July 1, 2012.

Explanation of State Expenditures: *Civil Proceedings* – The Office of the Inspector General would be required to pay a filing fee of \$35 for each case that is filed in a small claims court.

The Office of the Attorney General currently files civil proceedings in small claims court. Under IC 33-37-4-6, the Attorney General is exempt from paying the filing fee in small claims court.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Office of the Inspector General.

Local Agencies Affected:

Information Sources: IC 33-37-4-6.

Fiscal Analyst: Mark Goodpaster, 317-232-9852.